

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(d))

Docket No.

PO9-99-158

In Re Application Of: Cwaka et al

OCT 20 2004

| Application No. | Filing Date | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|-------------|------------|--------------|----------------|------------------|
| 09/407,544 | 09/28/1999 | Ilwoo Park | 46369 | 2182 | 2890 |

Title: **METHOD, SYSTEM AND PROGRAM PRODUCTS FOR MANAGING I/O CONFIGURATIONS
OF A COMPUTING ENVIRONMENT**

Address to:
Commissioner for Patents

The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(c), and on or before payment of the issue fee, and is accompanied by the Statement as specified in 37 CFR 1.97(e) and the fee set forth in 37 CFR 1.17(p).

- ☐ A check in the amount of _____ is attached.
- ☒ Charge Deposit Account No. **09-0463 (IBM)** in the amount of **\$180.00**
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on October 14, 2004 (Date) Kevin P. Radigan Signature of Person Mailing Correspondence Kevin P. Radigan, Esq. _____ Typed or Printed Name of Person Mailing Certificate |
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*This certificate may only be used if paying by deposit account.

Kevin P. Radigan
Signature

Kevin P. Radigan, Esq.
Registration No. 31, 789

Dated: October 14, 2004

HESLIN ROTHENBERG FARLEY & MESITI P.C.

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Telephone: (518) 452-5600
Facsimile: (518) 452-5579

CC:

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

Docket No.
PO9-99-158

In Re Application Of: Cwiakala et al

Application No. 09/407,544
Filing Date 09/28/1999

Examiner
H Woo Park

Customer No.
46369

Group Art Unit
2182

Confirmation No.
2890

Invention: **METHOD, SYSTEM AND PROGRAM PRODUCTS FOR MANAGING I/O CONFIGURATIONS
OF A COMPUTING ENVIRONMENT**

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

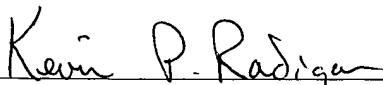
Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.


Signature

Kevin P. Radigan, Esq.
Registration No. 31, 789

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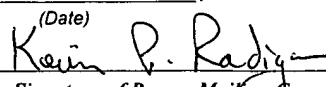
Dated: October 14, 2004

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October 14, 2004

(Date)



Signature of Person Mailing Correspondence

Kevin P. Radigan, Esq.

Typed or Printed Name of Person Mailing Correspondence

CC:



Att/ 2182
6w

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Cwiakala et al

Confirmation No.: 2890

Serial No: 09/407,544

Examiner: Il Woo Park

Filed: 09/28/1999

Group Art Unit: 2182

Title: METHOD, SYSTEM AND PROGRAM PRODUCTS FOR MANAGING I/O
CONFIGURATIONS OF A COMPUTING ENVIRONMENT

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with
the U.S. Postal Service as first class mail in an envelope addressed
to: Mail Stop Amendment, Commissioner for Patents, P.O. Box
1450, Alexandria, VA 22313-1450, on October 14, 2004.

Kevin P. Radigan
Kevin P. Radigan, Esq.
Attorney for Applicants
Registration No.: 31,789

Date: October 14, 2004

To: Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

10/21/2004 FHTEK11 00000040 090463
01 FC:1806 180.00 DA

Supplemental Information Disclosure Statement
Under 37 C.F.R. §1.97(d) & (e)

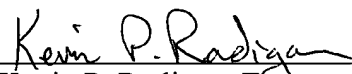
Dear Sir:

Consideration of the documents listed on the enclosed Supplemental Information
Disclosure Citation is respectfully requested. In accordance with 37 C.F.R. §1.97(d), this
Information Disclosure Statement is being submitted after the mailing of a Final Office Action
dated May 27, 2004, but before the issuance of a Notice of Allowance and before payment of an
issue fee.

In accordance with 37 C.F.R. §1.97(e), each item of information contained in the accompanying Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

The Director is hereby authorized to charge payment of \$180.00 to cover the fee required under 37 C.F.R. §1.17(p). Please charge payment for any deficiencies associated herewith or credit any overpayment to Deposit Account No. 09-0463. A duplicate copy of this paper is enclosed.

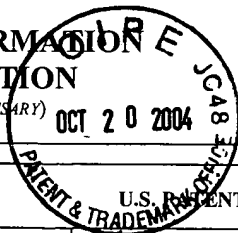
Respectfully submitted,


Kevin P. Radigan, Esq.
Attorney for Applicants
Registration No. 31,789

Dated: October 14, 2004

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**SUPPLEMENTAL INFORMATION
DISCLOSURE CITATION**
(USE SEVERAL SHEETS IF NECESSARY)



| | | |
|---------------------------------------|---------------|--------------------------|
| ATTY DOCKET NO. POU9-99-158 | | SERIAL NO. 09/407,544 |
| APPLICANT(S) CWIAKALA ET AL | | |
| FILING DATE 09/28/99 | GROUP 2182 | |

U.S. PATENT DOCUMENTS

| *EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|----------------------|----|-----------------|------------|----------------|-------|----------|-------------------------------|
| | BA | 5,301,323 | 04/05/1994 | Maeurer et al | 395 | 650 | |
| | BB | 5,504,894 | 04/02/1996 | Ferguson et al | 395 | 650 | |
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FOREIGN PATENT DOCUMENTS

| | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION | | |
|--|----|-----------------|------------|---------|-------|----------|-------------|-----|----------|
| | | | | | | | NO | YES | ABSTRACT |
| | BC | EP 0 426 354 B1 | 05/08/1991 | Europe | G06F | 9/46 | X | | |
| | BD | EP 0 505 792 A1 | 09/30/1992 | Europe | G06F | 15/16 | X | | |
| | | | | | | | | | |
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

| | | |
|--|----|--|
| | BE | "ADAPTIVE ALGORITHMS FOR MANAGING A DISTRIBUTED DATA PROCESSING WORKLOAD", IBM Systems Journal, J. Aman et al, Vol. 36, No. 2, 1997, pp. 242-283, XP 000656512, ISSN: 0018-8670 |
| | | The PTO did not receive the following listed items(s) <u>Ref. # BD & BE</u> |

| | |
|---|-----------------|
| EXAMINER | DATE CONSIDERED |
| EXAMINER: Initial here if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | |